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June 12, 2025

VIA ECF

Hon. Arun Subramanian
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *United States v. Combs*, 24-cr-542 (AS)

Dear Judge Subramanian:

The defense respectfully submits this letter in response to the Court's invitation to propose a *Napue* instruction to address witness Bryana Bongolan's perjury. *See* Tr.5276. We request that the Court read the following to the jury at some point on Friday, June 13:

"The government elicited materially false testimony from Bryana Bongolan about the alleged balcony incident. Specifically, when she testified that she received injuries to her legs, back, and neck at the same time, and that these injuries were all caused by Mr. Combs on the same day she took photographs of her leg injuries, September 26, 2016, this was not true."

Respectfully submitted,

/s/ Alexandra A.E. Shapiro
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